

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

HIEU TRUONG,

3:10-CV-00558-HU

Plaintiff,

ORDER

v.

CHER YAO CHEN, M.D., of  
Oregon State Hospital,

Defendant.

HIEU TRUONG  
#11999198  
Snake River Correctional Institution  
777 Stanton Blvd.  
Ontario, OR 97914

Plaintiff, *Pro Se*

JOHN KROGER  
Attorney General  
JUSTIN E. KIDD  
Assistant Attorney General  
Oregon Department of Justice  
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Salem, OR 97301  
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Attorneys for Defendant

**BROWN, Judge.**

Magistrate Judge Dennis James Hubel issued Supplemental Findings and Recommendation (#60) on March 27, 2012, in which he recommends the Court adhere to its March 8, 2012, Order granting Defendant's Motion (#23) for Summary Judgment and dismissing this matter with prejudice. After several extensions of time Plaintiff filed Objections to the Supplemental Findings and Recommendation. The matter is now before this Court pursuant to 28 U.S.C. § 636(b)(1) and Federal Rule of Civil Procedure 72(b).

When any party objects to any portion of the Magistrate Judge's Findings and Recommendation, the district court must make a *de novo* determination of that portion of the Magistrate Judge's report. 28 U.S.C. § 636(b)(1). *See also Dawson v. Marshall*, 561 F.3d 930, 932 (9<sup>th</sup> Cir. 2009); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9<sup>th</sup> Cir. 2003)(*en banc*).

This Court has carefully considered Plaintiff's Objections and the materials submitted with the Objections and concludes they do not provide a basis to modify the Supplemental Findings and Recommendation. The Court also has reviewed the pertinent portions of the record *de novo* and does not find any error in the Magistrate Judge's Findings and Recommendation.

**CONCLUSION**

The Court **ADOPTS** Magistrate Judge Hubel's Supplemental

Findings and Recommendation (#60) and, therefore, **ADHERES** to its March 8, 2012, Order granting Defendant's Motion (#23) for Summary Judgment and dismissing this matter with prejudice.

IT IS SO ORDERED.

DATED this 27<sup>th</sup> day of June, 2012.

/s/ Anna J. Brown

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ANNA J. BROWN  
United States District Judge